

CODED FIELDS:

BEGDOC: GOO001-00507525

ENDDOC: GOO001-00507532

BEGATTACH: GOO001-00507525

ENDATTACH: GOO001-00507532

RECORDTYPE: E-File

CUSTODIAN: Dunton_(Maryrose)-GOONDCE000001612

DATASETID: GOONDCE000001612

MASTER_DATE: 01/25/2006

SENTON_DATE_TIME:

CREATE_DATE_TIME: 01/25/2006:03:20:56

LASTMOD_DATE_TIME: 01/25/2006:03:20:56

RECEIVED_DATE_TIME:

PARENTFOLDER: HAL-SB-0207\1 Customer\Macintosh HD\Users\maryrose\Library\Application Support\Adium 2.0\Users\Default\Logs\AIM.maryrosedunton\tunawarrior-GOONDCE000001612

AUTHOR:

TO:

CC:

BCC:

SUBJECT_TITLE: tunawarrior (2006-01-24).html

ORIGINALSOURCE:

NATIVEPATH:

FILEEXT: html

FILENAME: tunawarrior (2006-01-24).html-GOONDCE000001612

FILESIZE: 35829

MD5HASH: 461e529cf645ec76295156c819523baf

DATE: 8.22.08 EXHIBIT# 3
DEPONENT:
DUNTON, MARYROSE
CASE: Viacom, et al., v. YouTube, et al., The Football
Association Premier League, et al., v. YouTube, et al.,
Case Nos. 07-CV-2203 and 07-CV-3582
A. Ignacio Howard, CLR, RPR, CSR No. 9830

HIGHLY CONFIDENTIAL

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GOO001-00507525-GOO001-00507532

12:09:39 AM tunawarrior:

everyone's talking to us

12:10:05 AM maryrosedunton:

hah. oh totally. but ya, since the team is getting larger and larger, you can't really openly admit to that

12:10:21 AM maryrosedunton:

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but just get user metrics up, views up, keep scaling out.

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then 3 months, sell it with 20m views per day and like 2m users or something.

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because my fear is, in 3 months.

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to keep up with this growth.

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wondering if we can put rizzo on
like

12:26:04 AM tunawarrior:

permanent, small-features, going
out next week.

12:26:11 AM tunawarrior:

and he'll always be working on the
live branch.

12:26:28 AM maryrosedunton:

oh probably.

12:26:51 AM maryrosedunton:

hrm. the premium content provider
stuff though, do we want that going out on
the live branch?

12:26:58 AM maryrosedunton:

that's on rizzo's plate

12:27:03 AM tunawarrior:

hm it's pretty big, isn't it?

12:27:31 AM maryrosedunton:

actually, the flow isn't really all
that complicated. it's just rizzo needs to figure out
how to deal with the images.

12:27:46 AM tunawarrior:

ah right.

12:27:47 AM maryrosedunton:

allowing users to upload images for
their watch pages and profile

12:28:12 AM tunawarrior:

ya big problems to tackle seeing
as how we're already having so much trouble
serving out the images on our current machines.

12:28:19 AM tunawarrior:

it's funny how we have no problems
serving out videos

**The following is a true and correct copy of this
instant message conversation as produced by Defendants.**

<div class="receive">12:07:34 AM tunawarrior:
 <pre class="message">man, we better start making some revenue soon</pre></div>
 <div class="send">12:08:05 AM maryrosedunton:
 <pre class="message">ya? how bad are things?</pre></div>
 <div class="receive">12:08:23 AM tunawarrior:
 <pre class="message">not too bad but they will get bad as soon as we start doing everything to scale
 out</pre></div>
 <div class="send">12:08:30 AM maryrosedunton:
 <pre class="message">oh right</pre></div>
 <div class="receive">12:08:40 AM tunawarrior:
 <pre class="message">building out our own data center, cdn, serverbeach. and to keep up the
 growth.</pre></div>
 <div class="receive">12:08:43 AM tunawarrior:
 <pre class="message">oh let me see how we did yesterday.</pre></div>
 <div class="receive">12:08:59 AM tunawarrior:
 <pre class="message">my sort of opinion is that.</pre></div>
 <div class="receive">12:09:02 AM tunawarrior:
 <pre class="message">we should sell this thing in 3 months.</pre></div>
 <div class="receive">12:09:04 AM tunawarrior:
 <pre class="message">...</pre></div>
 <div class="send">12:09:15 AM maryrosedunton:
 <pre class="message">haha...but 'we're not for sale' :-P</pre></div>
 <div class="receive">12:09:31 AM tunawarrior:
 <pre class="message">ya i told chad that we should consider it</pre></div>
 <div class="receive">12:09:37 AM tunawarrior:
 <pre class="message">i mean, microsoft, google, yahoo</pre></div>
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